

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
D E P A R T M E N T O F H E A L T H

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS,
DEPARTMENT OF HEALTH,
BOARD OF MEDICAL LICENSURE
AND DISCIPLINE

C94-240

In the matter of:
Ghazi Accaoui, M.D.

CONSENT ORDER

Pursuant to Section 5-37-5.1 of the General Laws of the State of Rhode Island, 1956, as amended, a complaint was filed with the Board of Medical Licensure and Discipline (hereinafter referred to as "Board") charging Ghazi Accaoui, M.D., Respondent, with violations of Section 5-37-5.1 of the General Laws of the State of Rhode Island, 1956, as amended. An investigation was conducted by Investigating Committee II, so called, of the Board.

Investigating Committee II reported its evaluations and recommendations to the Board. The report was reviewed by the Board and it recommended further action.

The following constitutes the Investigating Committee's Findings of Facts with respect to the professional performance of the Respondent.

Findings of Fact

1. The Respondent, Ghazi Accaoui, M.D., was employed as a physician at the Rhode Island Department of Corrections. The Respondent is a Board Certified Obstetrician and Gynecologist. He has practiced his specialty since 1967. A complaint was filed with the Board regarding the Respondent's

professional activities at the Department of Corrections where he works in the area of primary care.

2. The Respondent's response to the complaint and subsequent meetings with the Investigating Committee indicate to the Board that the Respondent lacks necessary skills and training required to diagnose and treat patients in the area of primary care.

3. The Board finds that the Respondent is in violation of Rhode Island General Laws 5-37-5.1(19) for a failure to conform to the minimal standards of acceptable and prevailing medical practice.

The Parties agree as follows:

(1) The Respondent is a physician who is licensed and doing business under and by virtue of the laws of the State of Rhode Island, allopathic license number 3860.

(2) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.

(3) Respondent has read this Consent Order and understands that it is a proposal of Investigating Committee II of the Board and is subject to the final approval of the Board. This Consent Order is not binding on the Respondent until final ratification by the Board.

(4) Respondent hereby acknowledges and waives:

a. The right to appear personally or by counsel or both before the Board;

- b. The right to produce witnesses and evidence in his behalf at a hearing;
- c. The right to cross examine witnesses;
- d. The right to have subpoenas issued by the Board;
- e. The right to further procedural steps except for those specifically contained herein;
- f. Any and all rights of appeal of this Consent Order;
- g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
- h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;
- i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.

(5) If the Consent Order is not accepted by the Respondent, the Investigative Committee will recommend to the Board that an Administrative Hearing be scheduled with respect to any and all acts of alleged unprofessional conduct. If the Board approves, a Hearing Committee will be convened for the purpose of conducting the Administrative Hearing. The composition of the Hearing Committee is described by statute. If the Hearing Committee votes in favor of finding the

Respondent guilty of unprofessional conduct as specified in the charges, the Board shall prepare written findings of fact and law in support of said conclusion. If the accused is found not guilty, the Board shall, forthwith, issue an order dismissing the charges.


(6) Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth herein.

(7) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board. It shall be published as the Board, in its exercise of its discretion, shall determine.


(8) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.

(9) Respondent accepts the sanction of a Restriction of his license to practice medicine, as follows. He is restricted to practice only in the area of obstetrics and gynecology, an area in which the Respondent maintains American Board of Medical Specialty certification. If the Respondent wishes to continue a practice in the area of primary care medicine, he must complete a mini-residency in a related program approved by the Board. He must demonstrate satisfactory completion of said program and competency in this area. Respondent will pay an Administrative Fee of Five Hundred (\$500.00) Dollars to the Board within 60 days of ratification of this Consent Order.

Signed this 12th day of February, 1996.


Ghazi Accaoui, M.D.

Ratified by the Board of Medical Licensure and Discipline
at a meeting held on 14 February, 1996.


Patricia A. Nolan, MD, MPH
Chairperson
Board of Medical Licensure and
Discipline